

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER  
289755US6YA PCT

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/587390

INTERNATIONAL APPLICATION NO.  
PCT/US04/39780

INTERNATIONAL FILING DATE  
December 23, 2004

PRIORITY DATE CLAIMED  
January 30, 2004

TITLE OF INVENTION

SUBSTRATE HOLDER HAVING A FLUID GAP AND METHOD OF FABRICATING THE  
SUBSTRATE HOLDER

APPLICANT(S) FOR DO/EO/US

Thomas HAMELIN

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
  2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
  3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
  4. ☐ The US has been elected (Article 31).
  5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
    - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ has been communicated by the International Bureau.
    - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
  6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
    - a. ☐ is attached hereto.
    - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
  7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ have been communicated by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
    - d. ☒ have not been made and will not be made.
  8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
  9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
    - a. ☐ If the declaration is in a language other than the English language, it is accompanied by an English translation. The translation is accurate (37 CFR 1.69)
  10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
  11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
  12. ☒ A copy of the International Search Report (PCT/ISA/210).
- Items 13 to 23 below concern document(s) or information included:
13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
    - a. ☒ PTO-1449
    - b. ☐ Cited References
    - c. ☐ Statement of Relevancy
    - d. ☐ List of Related Cases.
  14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
  15. ☐ A **FIRST** preliminary amendment.
  16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
  17. ☒ An Application Data Sheet under 37 CFR 1.76.
  18. ☐ A substitute specification.
  19. ☐ A power of attorney and/or change of address letter.
  20. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
  21. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
  22. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
  23. ☒ Other items or information: Notice of Priority/PCT/IB/304

U.S. APPLICATION NO. <b>10/587390</b> <small>(If known, see 37 CFR 1.5)</small>		INTERNATIONAL APPLICATION NO. <b>PCT/US04/39780</b>		ATTORNEY'S DOCKET NUMBER <b>289755US6YA PCT</b>	
The following fees are submitted:				CALCULATIONS      PTO USE ONLY	
24. <input checked="" type="checkbox"/> Basic national fee..... \$300				\$300.00	
25. <input checked="" type="checkbox"/> Examination fee If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) .... \$0 All other situations..... \$200				\$200.00	
26. <input checked="" type="checkbox"/> Search fee If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB ..... \$400 All other situations..... \$500				\$100.00	
TOTAL OF 24, 25 AND 26 =				\$600.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole)	RATE		
- 100 =	/ 50 =		x \$250.00	\$	
<input checked="" type="checkbox"/> Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$130.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	47 - 20 =	27	x \$50.00	\$1,350.00	
Independent claims	4 - 3 =	1	x \$200.00	\$200.00	
MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00				\$	
TOTAL OF ABOVE CALCULATIONS =				\$2,280.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.					
SUBTOTAL =				\$2,280.00	
<input type="checkbox"/> Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). +				\$	
TOTAL NATIONAL FEE =				\$2,280.00	
<input type="checkbox"/> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$	
<input type="checkbox"/> Petition fee of \$1,500.00 for Petition to Revoke (37 CFR 1.137 (b)). +				\$	
TOTAL FEES ENCLOSED =				\$2,280.00	
				Amount to be refunded:	\$
				Amount to be charged:	\$
a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. <b>15-0030</b> in the amount of \$_____ to cover the above fees. c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <b>15-0030</b> . A duplicate copy of this sheet is enclosed. d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO:					
CUSTOMER NUMBER <b>22850</b> Tel. (703) 413-3000 Fax. (703) 413-2220 (OSMMN 1/06)			<div style="text-align: right; margin-bottom: 10px;"> </div> SIGNATURE <b>Gregory J. Maier</b> NAME <b>25,599</b> REGISTRATION NUMBER		
			Surinder Sachar Registration No. 34,423		